G R S App - [X 4]

1943-44 (nil)

nil File No 45-43

Serial Nos 9410

Previous References

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2

Part B for Nov '43

SUBJECT

Two vacancies in the Chandya Town nil
Cl under sec 12(e) of the Town Hlstee
Act

Sl 10) To the DC Chandya Dt=
L 5013 d 13/11/43

Directs that the seats may be kept vac

Letter No A5-707/43-44 dt 15 10 43 from the DC Mandya District intimating the occurrence of two vacancies among the councillors on account of M/S A Basith & Nakabbook Khan having ceased to be members owing to non-payment of dues in time

The DC Mandya District states that it is reported by the Mandya Town MC President that 2 vacancies have occurred in the MC under sub-S (2)(b) of Sec 2 of Act One of the two disabled members is Mr Abdul Basith being a nominated one Last since retired up the dues & has been eligible for reappointment the other one is Mr Nakabbook Khan elected member but has not yet paid the dues the bye-election to fill up the place in the MC, if at all to be held will coincide with the General Mid elections fixed for 28-11-1943 in view of the reconstitution of the MC on the 1st of Feb 1944 Hence the DC recommends that the bye-election is unnecessary & requests approval to the action

A draft of the letter approving the A Basith to the MC & approving DC's action regd the other vacancy caused by the disability of Mr Nakabbook Khan are submitted herewith

11/11/43 The Mandya Town MC is to be reconstituted from 1/2/44 In the meanwhile two vacancies are stated to have occurred on the

Said Mukund Singh to the disability of two members viz messrs Abdul Basith & Mahaboob Khan under Sec 12 (e) of the D. M. Act owing to the non payment of the dues in time.

Out of the above two vacancies, that of Mr Abdul Basith is a nominated one that of Mr Mahaboob Khan is an elected one

As Mr Abdul Basith has since paid up the dues his disability has ceased Mr Dow has therefore recommended his reappointment as a member of the Municipal Council A draft note approving this is put up for

As there is not sufficient time for holding an election to fill up the elected vacancy now Mahaboob Khan for the purposes of keeping it as vacant We may therefore appt

Law Secy
25/10/43

A A B Mackie appointed
Secy
26-10-43

J Mackie 2-55

Before the seats may be kept vacant

OFFICE OF THE MINISTER FOR L S G & P H
26 10 43
26 29

WD 1140—GPB—50 000—5-11-42

after due time
as the payment showed not exceed
the appointment

Secy
27 10 43

Cus 27 X 43

Officer for
27/10/43

Law with a draft of approval

28/10

Law 6/11/43

Cus 9 XI 43

Secy
for
9/11/43

SECY LAW DEPT 4472 1943 GOVT OF MYSORE

TYPING SECTION 9 NOV 1943 GEN & PTY SECTT

L 5013 Dy 13-11-43 To the Dist Revenue Officer
Shimoga with both seals - may be kept vacant

B 13/11/43

The file in question
is herewith submitted as required

Law 19/11/43

Cus 19/11/43

for
19/11/43

SECY LAW DEPT 5004 GOVT OF MYSORE

B
for
19/11/43

Mk 45-43-9

No A5 707/43 - 44
Encl one

Office of the Deputy Commissioner
Mandya District,
Mandya, Dated, 15th October, 1943

From

Mir Safdar Hussain, Esq , B A ,
Deputy Commissioner, Mandya

To

Narayanaswamy Naidu, Esq , B A , B L ,
Secretary to Government, Law Department, Bangalore

Sir,

I have the honor to forward herewith copy of letter No A2 C 412/42-43 dated 26-9-43 from the President, Town Municipal Council, Mandya Town, intimating the occurrence of two ~~vacancies~~ -- vacancies among the Councillors on account of Messrs Abdul Basith and Mahaboob Khan having ceased to be members under section 12(e) of the Town Municipal Act for having failed to pay the taxes due by them to the Municipality in spite of special notices served on them The present Council was constituted in G O No L 5679-Ml 91-40-14 dated 27-1-41 Of the two councillors disabled under section 12 (e) of the Town Municipality Act to continue as Councillors Mr Abdul Basith is a ~~noted~~ nominated member From the President's letter under reference it is seen that he has paid up the dues and is -- eligible for reappointment I recommend that he may be renominated as member of the Mandya Municipal Council for the remaining term of the present Council The other member is an elected one and

P T.O

M Abdul Basith,
R A MEMBER & MUNICIPAL COUNCILLOR
MANDYA

In the normal course and a Bye-election would have to be held. But the term of the present Council itself expires by 1st February 1944 and action has already been taken to reconstitute the same. The necessary calendar of events has been already published and the date of election too already fixed for 28-11-43. As there is hardly 4 months from now for the termination of the term of the present council, I have considered it unnecessary to hold a Bye-election which would also clash with the General Elections to be held at the end of next month and have written to the President that no bye-election is necessary. This action may kindly be approved.

I have the honor to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Mandya District.

WD 01800—GPB—60 000—26 1 43

Letter No A2 O C 412/42-43 dated 26th September 1943 from the President, Town Municipal Council, Mandya to the Deputy Commissioner, Mandya

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I have the honor to state that on serving a Special Notice for the payment of Mohatarfa taxes for the yearxxxxxx 1942-43 under section 12 (e), Town Municipalities Act on Messrs M Abdul Basith and Mahaboob ~~Kahn~~ Khan, they failed to pay the taxes within the period of ~~the~~ three months prescribed therein Hence, their places have been declared vacant from 19-9-43 and 3-9-43 respectively Of these two, the former was nominated to the Council and the latter was elected to the Council

As the action is being taken to hold General Elections on the 28th November 1943, for the reconstitution of the Council from 1st February 1944, I request you kindly to intimate, whether action will have to be taken for the Bye-election to be held to fill up the vacancy caused by the disqualification of Mr Mahaboob Khan

As regards payment of arrears, Mr Abdul Basith has since cleared the dues and has become qualified to become a Member - again, while Mr Mahaboob ~~Kahn~~ Khan has not cleared the arrears yet I request the favour of early orders in the matter

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" C O P Y "

Nur Safar Khan

DEPUTY COMMISSIONER,
MANDYA DISTRICT

ALN/-

Appendix F G —1]

SUBJECT

Section M1

File No 45 - 43

Serial No 10

Diary No of letter replied to 2461

No L5013

General and Revenue Secretariat

( )

the *194*

To

The Secy, Mandya Dist

Sir,

With reference to your letter No As 707/43-44 dt 15 10 43 Regarding the occurrence of ~~two~~ Vacancies under Section 12(2) of the I.T. Act in the Mandya Town Mcl, I am directed to state that both the seats may be kept Vacant as the payment of Mcl dues by Mr Abdul Basith after the due date should not entail his disqualification]

Date of issue 13/11/43

Signed by Mr. G.R.Rao

In view of the short time before the Mcl is reconstituted from 1-4-44

List of enclosures

Coded by

Examined by

Have ck

Secy to the Govt

WD 04161—GPB—60 000—24 10 41